

this Paragraph 12 shall be automatically released to _____ for sale or disposal elsewhere. Damage or destruction to the facilities causing the excuse or delay of performance shall be repaired or replaced as soon as is reasonably possible so that complete performance can be reinstated as soon as possible. Producer shall carry insurance in an amount necessary to cover reconstruction. Proof of such coverage shall be provided to Purina each year this Agreement is in effect.

13. TRANSFER OF TITLE. Title to the pigs that are subject to this agreement shall remain in _____ name until delivery to the premises directed by Producer. Title shall be transferred free and clear of any liens and encumbrances.

14. RISK OF LOSS. The risk of loss shall pass from _____ to Producer when pigs have been delivered to the facility directed by Producer as specified in this Agreement.

15. FEED AGREEMENT. Producer acknowledges that _____'s interest in entering into this Agreement is to supply nutritional products and programs.

- a) Producer, therefore, agrees to feed nutritional products manufactured and supplied by _____ to all of the pigs furnished under this Agreement. If Producer fails to feed the pigs _____ products, the price per pig shall be increased by five dollars (\$5.00) each. Producer agrees to furnish to all data and other documentation as _____ deems necessary to complete and verify group closeouts.

16. TERMINATION.

- a) Conditions of Breach by _____ In addition to other rights of termination contained in this Agreement, Producer shall have the right and privilege to terminate this Agreement if:
- i) _____ violates any material provision, term or condition of this Agreement including, but not limited to, failure to pay any monetary obligation to Producer.
 - ii) _____ fails to timely pay any of its uncontested obligations or liabilities due and owing to Producer.
 - iii) _____ is deemed insolvent within the meaning of any state or federal law, any involuntary petition for bankruptcy is filed against _____ or _____ files for bankruptcy or is adjudicated a bankrupt under state or federal law.
 - iv) _____ makes an assignment for the benefit of creditors or enters into any similar arrangement for the disposition of its assets for the benefit of creditors without the approval of Producer which Producer will not unreasonably withhold.
- b) Conditions of Breach by Producer. In addition to other rights of termination contained in this Agreement, _____ shall have the right and privilege to terminate this Agreement if: